

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jonathan P. Wong, et al.

Application No.: 10/091,567

Group Art Unit: 1642

Filed: March 7, 2002

Examiner: Not Yet Assigned

For: DNA VACCINE USING LIPOSOME-
ENCAPSULATED PLASMID DNA ENCODING
FOR HEMAGGLUTININ PROTEIN OF
INFLUENZA VIRUS



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INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
Washington, DC 20231

Dear Sir:

Submitted herewith on Form PTO/SB-08A is a listing of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR 1.56. Applicant respectfully requests that the listed documents be considered by the Examiner and formally be made of record in the present application and that an initialed copy of Form PTO/SB-08A be returned in accordance with MPEP §609.

- ☒ A copy of each listed document is being submitted to comply with the provisions of 37 CFR §§1.97 and 1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* prior art reference against the claims of the present application.

- ☒ 1. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits in the present application. **No fee is required** (37 C.F.R. §1.97(b)). The Patent Office is **NOT AUTHORIZED** to charge deposit account 18-0013 under 37 CFR §§ 1.97(c)(2) and 1.17(p). However, **ONLY IF** a first Office Action on the merits was mailed before filing of this Information Disclosure

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Docket No.: NEL-0006/FCA

Statement, please charge deposit account 18-0013 in the amount of \$180.00 for payment of the fee under 37 CFR §§ 1.97(c)(2) and 1.17(p).

Dated: 20 Dec 2002

Respectfully submitted,

By 

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